

**Supplement to Amended Acknowledgment and
Amended Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

Entry 2008005791
Book 1095 Page 208-214 \$0.00
12-JUN-08 09:46
RANDY SIMMONS
RECORDER, UTAH COUNTY, UTAH
GOVERNOR OF THE STATE OF UTAH
STATE CAPITOL COMPLEX E220 PO BOX 14220
Rec By: HEATHER HOLMES, DEPUTY

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

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This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Donkey Flat Road; County Road Number: 1205; State Geographic Information Database (SGID) Road Identification Number: RD241233.

This document supplements and supports the information contained in the document first recorded at **Ent 2006012484, Bk 1007, Beg Pg 25**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007 at Ent 2007014372, Bk 1069, Beg Pg 25**. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 6th day of June, 2008.

By the Governor's Designee

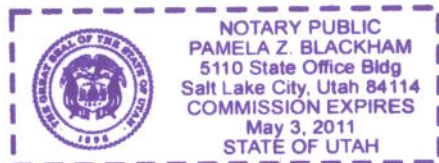

John Harja

CERTIFICATION

State of Utah)
: ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 6th day of June, 2008.





Notary Public

Exhibit A

AFFIDAVIT OF ARDEN W. STEWART

DONKEY FLAT ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 1205

State of Utah)
 : ss
County of Uintah)

ARDEN W. STEWART, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah and have done so for 74 years.

2. I have traveled and am familiar with a road in Uintah County known as Donkey Flat Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960 it followed the same route as in 2005, when I last observed it. Attached is a Uintah County map showing Donkey Flat Road. To the best of my knowledge, based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County identifies this road according to the road number described above.

4. I have observed that as early as 1960 the road has been open to the public for all to use, including those who traveled by means of pickups and other vehicles, to come and go as they pleased since at least as early as 1960 and continuing through 1976 to 2005. During this time period, the road was used daily.

time period, the road was used daily.

5. During the time period from 1960 to 2005, I have used the road myself for the following uses: recreation and fishing.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph plus the following uses: mining, travel to and from schools, wood gathering, traveling in and through the area, recreation such as camping, picnicking, hiking and/or sightseeing, farming, livestock operations, hunting, government access and predator control.

7. It is the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1960 and continuing through 1976 to 2005, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: I have personally observed maintenance being performed on the road.

DATED this 17 day of October, 2006.


ARDEN W. STEWART

SUBSCRIBED AND SWORN to before me this 17 day of October, 2006.




NOTARY PUBLIC

UINTAH COUNTY

Donkey Flat Road
Road # 1205
RD241233



Donkey Flat Road

Dry Fork

Whiterocks
Tridell

Vernal
Naples

Lapoint

Ballard

Ouray

Mountain Fuel Bridge


Bonanza

Watson
Rainbow

Legend

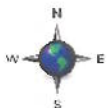
 Donkey Flat Road

Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



DONKEY FLAT ROAD
UINTAH COUNTY, UTAH
COUNTY ROAD NUMBER 1205

State of Utah)
 : ss
County of Uintah)

J. Charles Brewer, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 64 years.

2. I have traveled and am familiar with a road in Uintah County known as Donkey Flat Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in July of 2006, when I last observed it. Attached is a Uintah County map showing Donkey Flat Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County identifies this road according to the road number described above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1960s and continuing through 1976 to July of 2006. During this time period I have observed travel on the road by various means, including trucks, jeeps and large 18-wheelers. During this time period, the road has been used daily.

5. During the time period from the 1960s to July of 2006 present, I have used the road myself for livestock operations, hunting, oil and gas exploration and development, recreation and wood-gathering.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph plus the following uses: mining, prospecting for minerals, recreation such as camping, hiking picnicking and sightseeing, traveling in and through the area, other commerce and government access.

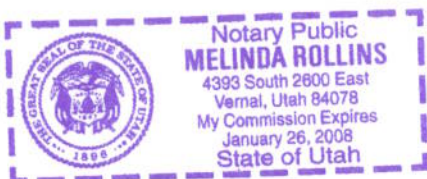
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: Grading by Uintah County and other entities and the graded and maintained surface of the road since the 1950s.

Dated this 16 day of October, 2006.


J. Charles Brewer

SUBSCRIBED AND SWORN TO before me this 16 day of October, 2006.



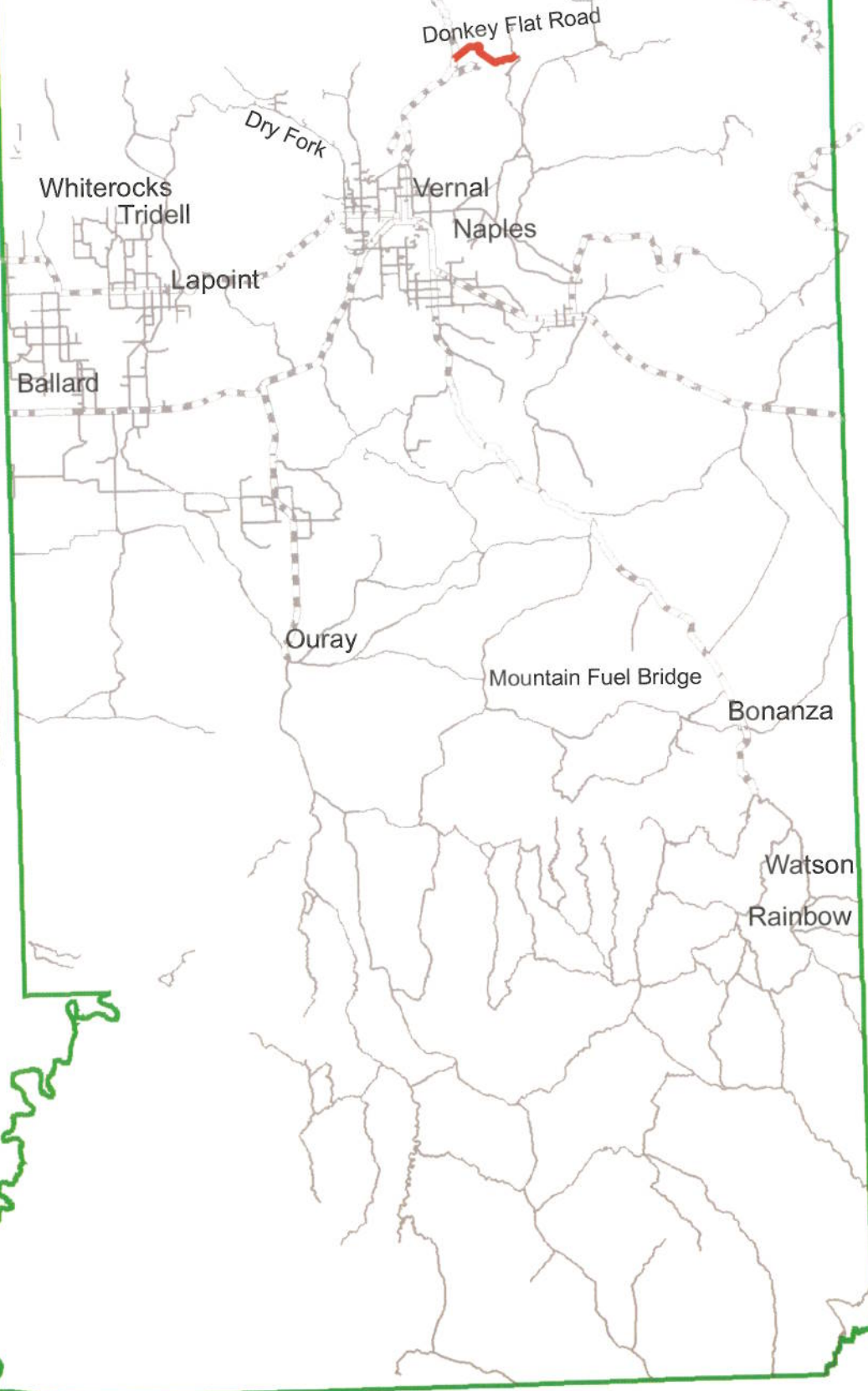

Notary Public

UINTAH COUNTY

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Donkey Flat Road
Road # 1205
RD241233



Legend

 Donkey Flat Road

Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



Exhibit B

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Donkey Flat Road

County: Uintah

County Road Number: 1205

State Geographic Information Database (SGID) Road Identification Number: RD241233.

Total Road Length: 4.64 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 35 minutes 34.83 seconds North Latitude and -109 degrees 28 minutes 03.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,204,779.8 feet and Y = 7,391,157.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 35 minutes 38.06 seconds North Latitude and -109 degrees 23 minutes 58.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,223,702.1 feet and Y = 7,391,921.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 2 South Range 22 East, Section(s) 32,33,34,36, Salt Lake Base & Meridian

Township 3 South Range 22 East, Section(s) 1,2,3,5, Salt Lake Base & Meridian